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February 21, 2008

Honorable Judge Naomi R. Buchwald
United States District Judge
Southern District of New York
500 Pearl Street, Rm. 2270
New York, NY 10007

Re: Diaz, et al. v. Advance Transit Co., Inc.
07-CV-10390 (NRB)

Dear Honorable Judge Buchwald:

This firm represents the plaintiffs, Jorge Diaz, et al., in this matter. The parties are nearing an amicable resolution of this matter, and with the consent of defendant's counsel, we respectfully write to request an extension of time for the defendant to respond to the Complaint.

The parties are in substantial agreement regarding the merits of the case, and are now in the process of analyzing the actual hours worked by plaintiffs in order to achieve a fair settlement the matter. In that regard, defendant's counsel has compiled all of the requisite documentation reflecting hours worked by the plaintiffs in this case. This documentation is currently being reviewed by defendant's accountant.

Accordingly, the parties respectfully request an extension of time until March 22, 2008 for the defendant to respond to the Complaint. This is the first request for an extension. A stipulation is attached.

Respectfully submitted,



Robert L. Kraselnik

cc: Annette Lanteri

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

JORGE DIAZ, on behalf of himself and
all other persons similarly situated

Plaintiff,

Case No.: 07 CV 10390

STIPULATION AND ORDER

v.

ADVANCE TRANSIT CO., INC.

Defendant.

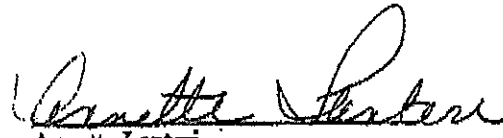
IT IS HEREBY STIPULATED AND AGREED by and between undersigned counsel
that the time for Defendant ADVANCE TRANSIT CO., INC. ("Advance Transit") to respond to
the Complaint dated November 14, 2007 in the above-captioned action is hereby extended to
MARCH 22
~~January 22~~, 2008. This is Advance Transit's first request for an extension.

(RK)

By:


Robert L. Krascnik (RK 0684)

By:


Annette Lanteri

Attorneys for Plaintiff
JORGE DIAZ, et al.

Attorneys for Defendant
ADVANCE TRANSIT CO., INC.

SO ORDERED:

U.S.D.J.

Dated: _____, 2007